IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FIRST DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

And

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION No.12221 of 2000

Between:

A. Raja Mouli S/o. Rajaiah
aged about 66 years, President,

The Shevasram,

R/o. 38/6 Deenabandhunagar,

Balanagar Mandal, Hyderabad. **..... PETITIONER**

AND

1 G. Balanarsimha S/o. Ananthaiah
Sarpanch, aged 40 years,

R/o. Vemula Village, Addakula Mandal,

Mahaboobnagar District.

2 The District Consumer Forum
Mahaboobnagar, P.O. Mahaboobnagar Dist.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction in the nature of Writ of Mandamus, directing the respondents not to proceed further in E.P.No.70/2000 in C.D.NO.99/1999 on the file of the District Consumer Forum, Mahaboobnagar, till the disposal of the appeal F.A.C.D.No.200/2000 on the file of the State Consumers Disputes Redressal Forum at Hyderabad.

Counsel for the Petitioner: MR.C.PANDURANGA RAO

Counsel for the Respondent No.1: None appeared.

Counsel for the Respondent No.2: GP FOR CIVIL SUPPLIES

The Court made the following :

ORDER:(Per Hon'ble Sri Justice B. Sudershan Reddy)

This writ petition has been filed challenging the order passed by the 2nd respondent-District Consumer Forum, Mahabubnagar, even after preferring the appeal against the said order before the State Commission on the ground that the petitioner could not obtain any stay order for the reason of absence of the Chairman of the State Commission at the relevant time. That situation no more exists. The appeal preferred by the petitioner is required to be disposed of on its own merits, if the same is not yet disposed of. The petitioner shall have the advantage of the interim order earlier granted by this Court but only until disposal of the appeal.

Accordingly, the Writ Petition is disposed of without any order as to costs.

B. SUDERSHAN REDDY, J

Date:01-11-2004.

K.C. BHANU, J

PV

To

1) The President

District Consumer Forum, Mahabubnagar,

Mahabubnagar District.

2) The Chairman, STate Consumer Disputes Redressal Forum,

Hyderabad.

2) Two C.Cs. to G.P. for Civil Supplies ,

High Court of A.P., Hyderabad (O.U.T.).

3) Two C.D. copies.